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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ROSS WEIL and BRETT ROYCE,	:	Hon. Deborah A. Batts
	:	
Plaintiffs,	:	07 Civ. 7748
	:	
- against -	:	<b>NOTICE OF MOTION</b>
	:	<b>TO DISMISS</b>
AMERICAN UNIVERSITY,	:	
	:	<b>ORAL ARGUMENT</b>
Defendant.	:	<b>REQUESTED</b>
-----	X	

PLEASE TAKE NOTICE, that upon the annexed Declaration of Abbey Silberman Fagin, the Memorandum of Law in Support of Defendant's Motion to Dismiss, defendant American University will move this Court before the Hon. Deborah A. Batts, U.S.D.J., at the United States Courthouse, Southern District of New York, 500 Pearl Street, New York, New York on a date to be scheduled by the Court, for an Order:

- (1) pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure dismissing plaintiffs' complaint for lack of personal jurisdiction; or alternatively
- (2) pursuant to 28 U.S.C. §1404 or §1406 dismissing the case and/or transferring venue to the District Court of the District of Columbia; and
- (3) granting such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE, answering papers, if any, shall be served no later than ten (10) business days from the date of service of the motion papers, and reply papers, if any, shall be served no later than five (5) business days from the date of service of the opposition papers.

Dated: October 15, 2007  
New York, New York

HOLLAND & KNIGHT LLP

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